

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—117th Cong., 2d Sess.

H. R. 7939

To make permanent certain educational assistance benefits under the laws administered by the Secretary of Veterans Affairs in the case of changes to courses of education by reason of emergency situations, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. MORAN (for himself and Mr. TESTER)

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
5 “Veterans Auto and Education Improvement Act of
6 2022”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for
8 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Educational assistance benefits during emergency situations.
- Sec. 3. Extension of time limitations for use of entitlement.
- Sec. 4. Extension of payment of vocational rehabilitation subsistence allow-
ances.

- Sec. 5. Payment of work-study allowances during emergency situations.
- Sec. 6. Payment of allowances to veterans enrolled in educational institutions closed for emergency situations.
- Sec. 7. Apprenticeship or on-job training requirements.
- Sec. 8. Prohibition of charge to entitlement of students unable to pursue a program of education due to an emergency situation.
- Sec. 9. Department of Veterans Affairs approval of certain study-abroad programs.
- Sec. 10. Eligibility for educational assistance under Department of Veterans Affairs Post-9/11 Educational Assistance Program of certain individuals who receive sole survivorship discharges.
- Sec. 11. Uniform application for Department of Veterans Affairs approval of courses of education.
- Sec. 12. Notice requirements for Department of Veterans Affairs education surveys.
- Sec. 13. Exception to requirement to submit verification of enrollment of certain individuals.
- Sec. 14. Expansion of eligibility for self-employment assistance under veteran readiness and employment program.
- Sec. 15. Possible definitions of certain terms relating to educational assistance.
- Sec. 16. Extension of certain limits on payments of pension.
- Sec. 17. Termination of certain consumer contracts by servicemembers and dependents who enter into contracts after receiving military orders for permanent change of station but then receive stop movement orders due to an emergency situation.
- Sec. 18. Residence for tax purposes.
- Sec. 19. Portability of professional licenses of members of the uniformed services and their spouses.
- Sec. 20. Provision of nonarticulating trailers as adaptive equipment.
- Sec. 21. Eligibility for Department of Veterans Affairs provision of additional automobile or other conveyance.
- Sec. 22. Department of Veterans Affairs treatment of certain vehicle modifications as medical services.
- Sec. 23. Determination of budgetary effects.

1 **SEC. 2. EDUCATIONAL ASSISTANCE BENEFITS DURING**
2 **EMERGENCY SITUATIONS.**

3 (a) IN GENERAL.—Chapter 36 of title 38, United
4 States Code, is amended—

5 (1) by redesignating subchapters I and II as
6 subchapters II and III, respectively; and

7 (2) by inserting before subchapter II, as so re-
8 designated, the following new subchapter:

1 “SUBCHAPTER I—EMERGENCY SITUATIONS

2 **“§ 3601. Definition of emergency situation**

3 “In this chapter, the term ‘emergency situation’
4 means a situation that—

5 “(1) the President declares is an emergency;

6 and

7 “(2) the Secretary determines is an emergency
8 for purposes of the laws administered by the Sec-
9 retary.

10 **“§ 3602. Continuation of educational assistance bene-
11 fits during emergency situations**

12 “(a) AUTHORITY.—(1) If the Secretary determines
13 under subsection (c) that an individual is negatively af-
14 fected by an emergency situation, the Secretary may pro-
15 vide educational assistance to that individual under the
16 laws administered by the Secretary as if such negative ef-
17 fects did not occur.

18 “(2) The authority under this section is in addition
19 to the other authorities of the Secretary to provide benefits
20 in emergency situations, but in no case may the Secretary
21 provide more than a total of four weeks of additional edu-
22 cational assistance by reason of any other such authority
23 and this section.

1 “(b) HOUSING AND ALLOWANCES.—In providing
2 educational assistance to an individual pursuant to sub-
3 section (a), the Secretary may—

4 “(1) continue to pay a monthly housing stipend
5 under chapter 33 of this title, during a month the
6 individual would have been enrolled in a program of
7 education or training but for the emergency situa-
8 tion at the same rate such stipend would have been
9 payable if the individual had not been negatively af-
10 fected by the emergency situation, except that the
11 total number of weeks for which stipends may con-
12 tinue to be so payable may not exceed four weeks;
13 and

14 “(2) continue to pay payments or subsistence
15 allowances under chapters 30, 31, 32, 33, and 35 of
16 this title and chapter 1606 of title 10 during a
17 month for a period of time that the individual would
18 have been enrolled in a program of education or
19 training but for the emergency situation, except that
20 the total number of weeks for which payments or al-
21 lowances may continue to be so payable may not ex-
22 ceed four weeks.

23 “(c) DETERMINATION OF NEGATIVE EFFECTS.—The
24 Secretary shall determine that an individual was nega-
25 tively affected by an emergency situation if—

1 “(1) the individual is enrolled in a covered pro-
2 gram of education of an educational institution or
3 enrolled in training at a training establishment and
4 is pursuing such program or training using edu-
5 cational assistance under the laws administered by
6 the Secretary;

7 “(2) the educational institution or training es-
8 tablishment certifies to the Secretary that such pro-
9 gram or training is truncated, delayed, relocated,
10 canceled, partially canceled, converted from being
11 on-site to being offered by distance learning, or oth-
12 erwise modified or made unavailable by reason of the
13 emergency situation; and

14 “(3) the Secretary determines that the modi-
15 fication to such program or training specified under
16 paragraph (2) would reduce the amount of edu-
17 cational assistance (including with respect to month-
18 ly housing stipends, payments, or subsistence allow-
19 ances) that would be payable to the individual but
20 for the emergency situation.

21 “(d) EFFECT ON ENTITLEMENT PERIOD.—If the
22 Secretary determines that an individual who received as-
23 sistance under this section did not make progress toward
24 the completion of the program of education in which the
25 individual is enrolled during the period for which the indi-

1 vidual received such assistance, any assistance provided
2 pursuant to this section shall not be counted for purposes
3 of determining the total amount of an individual's entitle-
4 ment to educational assistance, housing stipends, or pay-
5 ments or subsistence allowances under chapters 30, 31,
6 32, and 35 of this title and chapter 1606 of title 10.

7 **“§ 3603. Continuation of educational assistance bene-**
8 **fits for certain programs of education**
9 **converted to distance learning by reason**
10 **of emergency situations**

11 “In the case of a program of education approved by
12 a State approving agency, or the Secretary when acting
13 in the role of a State approving agency, that is converted
14 from being offered on-site at an educational institution or
15 training establishment to being offered by distance learn-
16 ing by reason of an emergency or health-related situation,
17 as determined by the Secretary, the Secretary may con-
18 tinue to provide educational assistance under the laws ad-
19 ministered by the Secretary without regard to such conver-
20 sion, including with respect to paying any—

21 “(1) monthly housing stipends under chapter
22 33 of this title; or

23 “(2) payments or subsistence allowances under
24 chapters 30, 31, 32, and 35 of this title and chapter
25 1606 of title 10.

1 **“§ 3604. Effects of closure of educational institution**
2 **and modification of courses by reason of**
3 **emergency situation**

4 “(a) CLOSURE OR DISAPPROVAL.—Any payment of
5 educational assistance described in subsection (b) shall
6 not—

7 “(1) be charged against any entitlement to edu-
8 cational assistance of the individual concerned; or

9 “(2) be counted against the aggregate period
10 for which section 3695 of this title limits the receipt
11 of educational assistance by such individual.

12 “(b) EDUCATIONAL ASSISTANCE DESCRIBED.—Sub-
13 ject to subsection (d), the payment of educational assist-
14 ance described in this subsection is the payment of such
15 assistance to an individual for pursuit of a course or pro-
16 gram of education at an educational institution under
17 chapter 30, 31, 32, 33, or 35 of this title or chapter 1606
18 of title 10, if the Secretary determines that the indi-
19 vidual—

20 “(1) was unable to complete such course or pro-
21 gram as a result of—

22 “(A) the closure of the educational institu-
23 tion, or the full or partial cancellation of a
24 course or program of education, by reason of an
25 emergency situation; or

1 “(B) the disapproval of the course or a
2 course that is a necessary part of that program
3 under this chapter because the course was
4 modified by reason of such emergency; and

5 “(2) did not receive credit or lost training time,
6 toward completion of the program of education being
7 so pursued.

8 “(c) HOUSING ASSISTANCE.—In this section, edu-
9 cational assistance includes, as applicable—

10 “(1) monthly housing stipends payable under
11 chapter 33 of this title for any month the individual
12 would have been enrolled in a course or program of
13 education; and

14 “(2) payments or subsistence allowances under
15 chapters 30, 31, 32, and 35 of this title and chapter
16 1606 of title 10 during a month the individual would
17 have been enrolled in a course or program of edu-
18 cation.

19 “(d) PERIOD NOT CHARGED.—The period for which,
20 by reason of this section, educational assistance is not
21 charged against entitlement or counted toward the appli-
22 cable aggregate period under section 3695 of this title
23 shall not exceed the aggregate of—

24 “(1) the portion of the period of enrollment in
25 the course from which the individual did not receive

1 credit or with respect to which the individual lost
2 training time, as determined under subsection
3 (b)(2); and

4 “(2) the period by which a monthly stipend is
5 extended under section 3680(a)(2)(B) of this title.

6 “(e) CONTINUING PURSUIT OF DISAPPROVED
7 COURSES.—(1) The Secretary may treat a course of edu-
8 cation that is disapproved under this chapter as being ap-
9 proved under this chapter with respect to an individual
10 described in paragraph (2) if the Secretary determines,
11 on a programmatic basis, that—

12 “(A) such disapproval is the result of an action
13 described in subsection (b)(1)(B); and

14 “(B) continuing pursuing such course is in the
15 best interest of the individual.

16 “(2) An individual described in this paragraph is an
17 individual who is pursuing a course of education at an
18 educational institution under chapter 30, 31, 32, 33, or
19 35 of this title or chapter 1606 of title 10, as of the date
20 on which the course is disapproved as described in sub-
21 section (b)(1)(B).

22 “(f) STATUS AS FULL-TIME STUDENT FOR PUR-
23 POSES OF HOUSING STIPEND CALCULATION.—In the case
24 of an individual who, as of the first day of an emergency
25 situation was enrolled on a full-time basis in a program

1 of education and was receiving educational assistance
2 under chapter 33 of this title or subsistence allowance
3 under chapter 31 of this title, and for whom the Secretary
4 makes a determination under subsection (b), the indi-
5 vidual shall be treated as an individual enrolled in a pro-
6 gram of education on a full-time basis for the purpose of
7 calculating monthly housing stipends payable under chap-
8 ter 33 of this title, or subsistence allowance payable under
9 chapter 31 of this title, for any month the individual is
10 enrolled in the program of education on a part-time basis
11 to complete any course of education that was partially or
12 fully canceled by reason of the emergency situation.

13 “(g) NOTICE OF CLOSURES.—Not later than five
14 business days after the date on which the Secretary re-
15 ceives notice that an educational institution will close or
16 is closed by reason of an emergency situation, the Sec-
17 retary shall provide to each individual who is enrolled in
18 a course or program of education at such educational in-
19 stitution using entitlement to educational assistance under
20 chapter 30, 31, 32, 33, or 35 of this title, or chapter 1606
21 of title 10 notice of—

22 “(1) such closure and the date of such closure;
23 and

1 “(2) the effect of such closure on the individ-
2 ual’s entitlement to educational assistance pursuant
3 to this section.

4 **“§ 3605. Payment of educational assistance in cases of**
5 **withdrawal**

6 “(a) IN GENERAL.—In the case of any individual who
7 withdraws from a program of education or training, other
8 than a program by correspondence, in an educational in-
9 stitution under chapter 31, 34, or 35 of this title for a
10 covered reason during the period of an emergency situa-
11 tion, the Secretary shall find mitigating circumstances for
12 purposes of section 3680(a)(1)(C)(ii) of this title.

13 “(b) COVERED REASON.—In this section, the term
14 ‘covered reason’ means any reason related to an emer-
15 gency situation, including—

16 “(1) illness, quarantine, or social distancing re-
17 quirements;

18 “(2) issues associated with accessibility;

19 “(3) access or availability of childcare;

20 “(4) providing care for a family member or co-
21 habitants;

22 “(5) change of location or residence due to the
23 emergency situation or associated school closures;

24 “(6) employment changes or financial hardship;

25 and

1 “(7) issues associated with changes in format
2 or medium of instruction.”.

3 (b) CLERICAL AMENDMENT.—The table of sections
4 at the beginning of such chapter is amended—

5 (1) by striking the item relating to subchapter
6 II and inserting the following new item:

 “SUBCHAPTER III—MISCELLANEOUS PROVISIONS”.

7 (2) by striking the item relating to subchapter
8 I and inserting the following new item:

 “SUBCHAPTER II—STATE APPROVING AGENCIES”.

9 (3) by inserting before the item relating to sub-
10 chapter II the following new items:

 “SUBCHAPTER I—EMERGENCY SITUATIONS

 “3601. Definition of emergency situation.

 “3602. Continuation of educational assistance benefits during emergency situa-
 tions.

 “3603. Continuation of educational assistance benefits for certain programs of
 education converted to distance learning by reason of emer-
 gency situations.

 “3604. Effects of closure of educational institution and modification of courses
 by reason of emergency situation.

 “3605. Payment of educational assistance in cases of withdrawal.”.

11 (c) CONFORMING REPEALS.—The following provi-
12 sions of law are repealed:

13 (1) Sections 1102, 1103, and 1104 of the John-
14 ny Isakson and David P. Roe, M.D. Veterans Health
15 Care and Benefits Improvement Act of 2020 (Public
16 Law 116–315).

17 (2) Public Law 116–128.

1 **SEC. 3. EXTENSION OF TIME LIMITATIONS FOR USE OF EN-**
2 **TITLEMENT.**

3 (a) MONTGOMERY BI BILL.—Section 3031 of title
4 38, United States Code, is amended by adding at the end
5 the following new subsection:

6 “(i) In the case of an individual eligible for edu-
7 cational assistance under this chapter who is prevented
8 from pursuing the individual’s chosen program of edu-
9 cation before the expiration of the 10-year period for the
10 use of entitlement under this chapter otherwise applicable
11 under this section because the educational institution or
12 training establishment closed (temporarily or perma-
13 nently) under an established policy based on an Executive
14 order of the President or due to an emergency situation,
15 such 10-year period—

16 “(1) shall not run during the period the indi-
17 vidual is so prevented from pursuing such program;
18 and

19 “(2) shall again begin running on the first day
20 after the individual is able to resume pursuit of a
21 program of education with educational assistance
22 under this chapter.”.

23 (b) POST-9/11 EDUCATIONAL ASSISTANCE.—

24 (1) IN GENERAL.—Section 3321(b)(1) of such
25 title is amended—

1 (A) by inserting “(A)” before “Sub-
2 sections”;

3 (B) in subparagraph (A), as designated by
4 subparagraph (A), by striking “and (d)” and
5 inserting “(d), and (i)”; and

6 (C) by adding at the end the following new
7 subparagraph:

8 “(B) Subsection (i) of section 3031 shall apply
9 with respect to the running of the 15-year period de-
10 scribed in paragraphs (4)(A) and (5)(A) of this sub-
11 section in the same manner as such subsection ap-
12 plies under section 3031 of this title with respect to
13 the running of the 10-year period described in sec-
14 tion 3031(a) of this title.”.

15 (2) TRANSFER PERIOD.—Section 3319(h)(5) of
16 such title is amended—

17 (A) in subparagraph (A), by inserting “or
18 (C)” after “subparagraph (B)”; and

19 (B) by adding at the end the following new
20 subparagraph:

21 “(C) EMERGENCY SITUATIONS.—In any
22 case in which the Secretary determines that an
23 individual to whom entitlement is transferred
24 under this section has been prevented from pur-
25 suing the individual’s chosen program of edu-

1 cation before the individual attains the age of
2 26 years because the educational institution or
3 training establishment closed (temporarily or
4 permanently) under an established policy based
5 on an Executive order of the President or due
6 to an emergency situation, the Secretary shall
7 extend the period during which the individual
8 may use such entitlement for a period equal to
9 the number of months that the individual was
10 so prevented from pursuing the program of
11 education, as determined by the Secretary.”.

12 (c) VOCATIONAL REHABILITATION AND TRAINING.—

13 (1) PERIOD FOR USE.—Section 3103 of such
14 title is amended—

15 (A) in subsection (a), by striking “or (g)”
16 and inserting “(g), or (h)”; and

17 (B) by adding at the end the following new
18 subsection:

19 “(h) In any case in which the Secretary determines
20 that a veteran has been prevented from participating in
21 a vocational rehabilitation program under this chapter
22 within the 12-year period of eligibility prescribed in sub-
23 section (a) due to an emergency situation, such 12-year
24 period—

1 “(1) shall not run during the period the indi-
2 vidual is so prevented from participating such pro-
3 gram; and

4 “(2) shall again begin running on the first day
5 after the individual is able to resume participation in
6 such program.”.

7 (2) DURATION OF PROGRAM.—Section 3105(b)
8 of such title is amended—

9 (A) in paragraph (1), by striking “para-
10 graph (2)” and inserting “paragraphs (2) and
11 (3)”; and

12 (B) by adding at the end the following new
13 paragraph:

14 “(3)(A) In any case in which the Secretary deter-
15 mines that a veteran has been prevented from partici-
16 pating in counseling and placement and postplacement
17 services described in paragraphs (2) and (5) of section
18 3104(a) of this title due to an emergency situation, the
19 Secretary shall extend the period during which the Sec-
20 retary may provide such counseling and placement and
21 postplacement services for the veteran for a period equal
22 to the number of months that the veteran was so pre-
23 vented from participating in such counseling and services,
24 as determined by the Secretary.

1 “(B) In any case in which the Secretary determines
2 that a veteran has been prevented from participating in
3 a vocational rehabilitation program under this chapter due
4 to an emergency situation, the Secretary shall extend the
5 period of the veteran’s vocational rehabilitation program
6 for a period equal to the number of months that the vet-
7 eran was so prevented from participating in the vocational
8 rehabilitation program, as determined by the Secretary.”.

9 (d) EDUCATIONAL ASSISTANCE FOR MEMBERS OF
10 THE SELECTED RESERVE.—Section 16133(b) of title 10,
11 United States Code, is amended by adding at the end the
12 following new paragraph:

13 “(5) In any case in which the Secretary con-
14 cerned determines that a person entitled to edu-
15 cational assistance under this chapter has been pre-
16 vented from using such person’s entitlement due to
17 an emergency situation, the Secretary concerned
18 shall extend the period of entitlement prescribed in
19 subsection (a) for a period equal to the number of
20 months that the person was so prevented from using
21 such entitlement, as determined by the Secretary.”.

22 (e) EMERGENCY SITUATION DEFINED.—

23 (1) POST-9/11 EDUCATIONAL ASSISTANCE PRO-
24 GRAM.—Section 3301 of title 38, United States
25 Code, is amended—

1 (A) by redesignating paragraphs (2)
2 through (4) as paragraphs (3) through (5), re-
3 spectively; and

4 (B) by inserting after paragraph (1) the
5 following new paragraph (2):

6 “(2) The term ‘emergency situation’ has the
7 meaning given such term in section 3601 of this
8 title.”.

9 (2) MGIB.—Section 3002 of such title is
10 amended by adding at the end the following new
11 paragraph:

12 “(9) The term ‘emergency situation’ has the
13 meaning given such term in section 3601 of this
14 title.”.

15 (3) VOCATIONAL REHABILITATION AND TRAIN-
16 ING.—

17 (A) IN GENERAL.—Section 3101 of such
18 title is amended—

19 (i) by redesignating paragraphs (1)
20 through (9) as paragraphs (2) through
21 (10), respectively; and

22 (ii) by inserting before paragraph (2),
23 as redesignated by clause (i), the following
24 new paragraph:

1 “(10) The term ‘emergency situation’ has the
2 meaning given such term in section 3601 of this
3 title.”.

4 (B) CONFORMING AMENDMENTS.—Such
5 title is amended—

6 (i) in section 1728(a)(4)(A), by strik-
7 ing “section 3101(9) of” and inserting
8 “section 3101 of”; and

9 (ii) in section 3695(b), by striking “in
10 section 3101(5)” and inserting “in section
11 3101”.

12 (4) EDUCATIONAL ASSISTANCE FOR MEMBERS
13 OF THE SELECTED RESERVE.—Section 16133 of
14 title 10, United States Code, is amended by adding
15 at the end the following new subsection:

16 “(c) In this section, the term ‘emergency situation’
17 has the meaning given such term in section 3601 of title
18 38.”.

19 (f) CONFORMING REPEAL.—Section 6 of the Student
20 Veteran Coronavirus Response Act of 2020 (Public Law
21 116–140) is repealed.

1 **SEC. 4. EXTENSION OF PAYMENT OF VOCATIONAL REHA-**
2 **BILITATION SUBSISTENCE ALLOWANCES.**

3 (a) IN GENERAL.—Section 3104 of title 38, United
4 States Code, is amended by adding at the end the fol-
5 lowing new subsection:

6 “(e) In the case of any veteran whom the Secretary
7 determines is satisfactorily following a program of employ-
8 ment services provided under subsection (a)(5) during the
9 period of an emergency situation, the Secretary may pay
10 the veteran a subsistence allowance, as prescribed in sec-
11 tion 3108 of this title for full-time training for the type
12 of program that the veteran was pursuing, for two addi-
13 tional months, if the Secretary determines that the veteran
14 is negatively affected by the emergency situation.”.

15 (b) CONFORMING REPEAL.—Section 8 of the Student
16 Veteran Coronavirus Response Act of 2020 (Public Law
17 116–140) is repealed.

18 **SEC. 5. PAYMENT OF WORK-STUDY ALLOWANCES DURING**
19 **EMERGENCY SITUATIONS.**

20 (a) IN GENERAL.—Section 3485 of title 38, United
21 States Code, is amended by adding at the end the fol-
22 lowing new subsection:

23 “(f)(1) In case of an individual who is in receipt of
24 work-study allowance pursuant to an agreement described
25 in subsection (a)(3) as of the date on which an emergency
26 situation occurs and who is unable to continue to perform

1 qualifying work-study activities described in subsection
2 (a)(4) by reason of the emergency situation—

3 “(A) the Secretary may continue to pay work-
4 study allowance under this section or make deduc-
5 tions described in subsection (e)(1) during the pe-
6 riod of such emergency situation, notwithstanding
7 the inability of the individual to perform such work-
8 study activities by reason of such emergency situa-
9 tion; and

10 “(B) at the option of the individual, the Sec-
11 retary shall extend the agreement described in sub-
12 section (a)(3) with the individual for any subsequent
13 period of enrollment initiated during the emergency
14 situation, notwithstanding the inability of the indi-
15 vidual to perform work-study activities described in
16 subsection (a)(4) by reason of such emergency situa-
17 tion.

18 “(2) The amount of work-study allowance payable to
19 an individual under paragraph (1)(A) during the period
20 of an emergency situation shall be an amount determined
21 by the Secretary but may not exceed the amount that
22 would be payable under subsection (a)(2) if the individual
23 worked 25 hours per week paid during such period.

24 “(3) The term ‘emergency situation’ has the meaning
25 given that term in section 3601 of this title.”.

1 (b) CONFORMING REPEAL.—Section 3 of the Student
2 Veteran Coronavirus Response Act of 2020 (Public Law
3 116–140) is repealed.

4 **SEC. 6. PAYMENT OF ALLOWANCES TO VETERANS EN-**
5 **ROLLED IN EDUCATIONAL INSTITUTIONS**
6 **CLOSED FOR EMERGENCY SITUATIONS.**

7 (a) IN GENERAL.—Section 3680 of title 38, United
8 States Code, is amended by adding at the end the fol-
9 lowing new subsection:

10 “(h) PAYMENTS DURING EMERGENCY SITUA-
11 TIONS.—(1) The Secretary may pay allowances to an eligi-
12 ble veteran or eligible person under subsection (a)(2)(A),
13 if the veteran or person is enrolled in a program or course
14 of education that—

15 “(A) is provided by an educational institution
16 or training establishment that is closed by reason of
17 an emergency situation; or

18 “(B) is suspended by reason of an emergency
19 situation.

20 “(2) The total number of weeks for which allowances
21 may be paid by reason of this subsection may not exceed
22 four weeks.

23 “(3) Any amount paid under this subsection shall not
24 be counted for purposes of the limitation on allowances
25 under subsection (a)(2)(A).”.

1 (b) CONFORMING REPEAL.—Section 4 of the Student
2 Veteran Coronavirus Response Act of 2020 (Public Law
3 116–140) is repealed.

4 **SEC. 7. APPRENTICESHIP OR ON-JOB TRAINING REQUIRE-**
5 **MENTS.**

6 (a) IN GENERAL.—Section 3687(e) of title 38,
7 United States Code, is amended by striking paragraph (2)
8 and inserting the following new paragraph (2):

9 “(2)(A) Subject to subparagraphs (B) and (C), for
10 any month in which an individual fails to complete 120
11 hours of training, the entitlement otherwise chargeable
12 under paragraph (1) shall be reduced in the same propor-
13 tion as the monthly training assistance allowance payable
14 is reduced under subsection (b)(3).

15 “(B) In the case of an individual who is unemployed
16 by reason of an emergency situation during any month,
17 the 120-hour requirement under subparagraph (A) for
18 that month shall be reduced proportionately to reflect the
19 individual’s period of unemployment, except that the
20 amount of monthly training assistance otherwise payable
21 to the individual under subsection (b)(3) shall not be re-
22 duced.

23 “(C) Any period during which an individual is unem-
24 ployed by reason of an emergency situation shall not—

1 “(i) be charged against any entitlement to edu-
2 cational assistance of the individual; or

3 “(ii) be counted against the aggregate period
4 for which section 3695 of this title limits the receipt
5 of educational assistance by such individual.

6 “(D) Any amount by which the entitlement of an in-
7 dividual is reduced under subparagraph (A) shall not—

8 “(i) be charged against any entitlement to edu-
9 cational assistance of the individual; or

10 “(ii) be counted against the aggregate period
11 for which section 3695 of this title limits the receipt
12 of educational assistance by such individual.

13 “(E)(i) In the case of an individual who fails to com-
14 plete 120 hours of training during a month, but who com-
15 pleted more than 120 hours of training during the pre-
16 ceding month, the individual may apply the number of
17 hours in excess of 120 that the individual completed for
18 that month to the month for which the individual failed
19 to complete 120 hours. If the addition of such excess hours
20 results in a total of 120 hours or more, the individual shall
21 be treated as an individual who has completed 120 hours
22 of training for that month. Any excess hours applied to
23 a different month under this subparagraph may only be
24 applied to one such month.

1 “(F) This paragraph applies to amounts described in
2 section 3313(g)(3)(B)(iv) and section 3032(c)(2) of this
3 title and section 16131(d)(2) of title 10.

4 “(G) In this paragraph:

5 “(i) The term ‘unemployed’ includes being fur-
6 loughed or being scheduled to work zero hours.

7 “(ii) The term ‘fails to complete 120 hours of
8 training’ means, with respect to an individual, that
9 during any month, the individual completes at least
10 one hour, but fewer than 120 hours, of training, in-
11 cluding in a case in which the individual is unem-
12 ployed for part of, but not the whole, month.”.

13 (b) CONFORMING REPEAL.—Section 1106 of the
14 Johnny Isakson and David P. Roe, M.D. Veterans Health
15 Care and Benefits Improvement Act of 2020 (Public Law
16 116–315) is repealed.

17 **SEC. 8. PROHIBITION OF CHARGE TO ENTITLEMENT OF**
18 **STUDENTS UNABLE TO PURSUE A PROGRAM**
19 **OF EDUCATION DUE TO AN EMERGENCY SIT-**
20 **UATION.**

21 (a) PERMANENT APPLICABILITY.—Section
22 3699(b)(1) of title 38, United States Code, is amended—

23 (1) in subparagraph (A), by striking “or” at
24 the end;

1 more than five years, if the contract or other written
2 agreement under which the course is offered provides
3 that—

4 “(i) the educational institution that offers a
5 course that is approved under this chapter agrees—

6 “(I) to assume responsibility for the qual-
7 ity and content of the covered study-abroad
8 course; and

9 “(II) to serve as the certifying official for
10 the course for purposes of this chapter; and

11 “(ii) the educational institution that offers the
12 covered study-abroad course agrees to seek the ap-
13 proval of the course under this chapter by not later
14 than five years after the date of the agreement.

15 “(B) In this paragraph, the term ‘covered study-
16 abroad course’ means a course that—

17 “(i) is provided as a part of a program of edu-
18 cation offered by an educational institution under a
19 contract or other written agreement by another edu-
20 cational institution that offers a course that is ap-
21 proved under this chapter;

22 “(ii) is provided at a location in a foreign coun-
23 try; and

24 “(iii) has not been approved under this chap-
25 ter.”.

1 (b) TREATMENT OF CERTAIN COURSES.—In the case
2 of any covered study-abroad course, under the meaning
3 given such term in subparagraph (B) of paragraph (2) of
4 subsection (f) of section 3680A of title 38, United States
5 Code, as added by subsection (a), that is being offered
6 under a contract or other written agreement as of the date
7 of the enactment of this Act, the Secretary of Veterans
8 Affairs may approve such course under such paragraph
9 (2) for the five-year period beginning on the date of the
10 enactment of this Act, if such contract or other written
11 agreement meets the criteria provided in subparagraph
12 (A) of such paragraph.

13 **SEC. 10. ELIGIBILITY FOR EDUCATIONAL ASSISTANCE**
14 **UNDER DEPARTMENT OF VETERANS AFFAIRS**
15 **POST-9/11 EDUCATIONAL ASSISTANCE PRO-**
16 **GRAM OF CERTAIN INDIVIDUALS WHO RE-**
17 **CEIVE SOLE SURVIVORSHIP DISCHARGES.**

18 (a) SHORT TITLE.—This section may be cited as the
19 “Sgt. Wolf Kyle Weninger Veterans Education Fairness
20 Act of 2022”.

21 (b) ELIGIBILITY.—Subsection (b)(2) of section 3311
22 of title 38, United States Code, is amended—

23 (1) in the matter preceding subparagraph (A),
24 by striking “who”;

1 (2) by redesignating subparagraphs (A) and
2 (B) as clauses (i) and (ii), respectively, and indent-
3 ing such clause two ems to the right;

4 (3) by inserting before clause (i), as so redesign-
5 ated, the following new subparagraph (A):

6 “(A) who—”;

7 (4) in subparagraph (A)(ii), as so redesign-
8 nated—

9 (A) by striking “in subparagraph (A)” and
10 inserting “in clause (i)”; and

11 (B) by striking the period and inserting
12 “or by reason of a sole survivorship discharge
13 (as that term is defined in section 1174(i) of
14 title 10); or”; and

15 (5) by adding at the end the following new sub-
16 paragraph (B):

17 “(B) who—

18 “(i) commencing on or after Sep-
19 tember 11, 2001, completes at least 30
20 continuous days of service described in
21 subsection (d) (1) or (2); and

22 “(ii) after completion of service de-
23 scribed in clause (i), is discharged or re-
24 leased by reason of a sole survivorship dis-

1 charge (as that term is defined in section
2 1174(i) of title 10).”.

3 (c) CONFORMING AMENDMENT.—Subsection (d) of
4 such section is amended by striking “The following” and
5 inserting “Except as provided in subsection (b)(2)(B), the
6 following”.

7 **SEC. 11. UNIFORM APPLICATION FOR DEPARTMENT OF**
8 **VETERANS AFFAIRS APPROVAL OF COURSES**
9 **OF EDUCATION.**

10 (a) IN GENERAL.—Subchapter I of chapter 36 of title
11 38, United States Code, is amended by inserting after sec-
12 tion 3672 the following new section:

13 **“§ 3672A. Uniform application**

14 “(a) IN GENERAL.—(1) The Secretary, in partner-
15 ship with State approving agencies, educational institu-
16 tions, and training establishments, shall require the use
17 of a uniform application by any educational institution or
18 training establishment seeking the approval of a new
19 course of education under this chapter.

20 “(2) The Secretary shall maintain one uniform appli-
21 cation for institutions of higher learning and one such ap-
22 plication for other educational institutions and training es-
23 tablishments.

24 “(3) In the case of any State that uses approval cri-
25 teria not covered by a uniform application under this sec-

1 tion, the State approving agency for that State shall re-
2 quire the use of the uniform application and may require
3 the submittal of additional information.

4 “(b) REQUIREMENTS.—The uniform application re-
5 quired under subsection (a) shall meet the following re-
6 quirements:

7 “(1) A requirement that the appropriate execu-
8 tive of the educational institution or training estab-
9 lishment seeking the approval of a course of edu-
10 cation attests on behalf of the educational institution
11 or training establishment that the educational insti-
12 tution or training establishment—

13 “(A) is in compliance with all applicable
14 laws and regulations relating to the approval of
15 courses of education under this chapter; and

16 “(B) during the five-year period preceding
17 the date of the application—

18 “(i) has not been subject to, or been
19 party to a contract with any individual or
20 entity that has been subject to, any ad-
21 verse administrative or judicial action
22 that—

23 “(I) related to the instruction or
24 training, including with respect to the

1 quality of education, provided by the
2 institution or establishment; and

3 “(II) resulted in a fine or penalty
4 in an amount equal to or more than
5 five percent of the amount of funding
6 provided to the institution or estab-
7 lishment under title IV of the Higher
8 Education Act of 1965 for the fiscal
9 year preceding the year in which the
10 application is submitted; or

11 “(ii) has not employed an individual,
12 or been party to a contract with any indi-
13 vidual or entity, that has been convicted of
14 a Federal fraud charge related to the in-
15 struction or training provided by the insti-
16 tution or establishment.

17 “(2) In the case of any educational institution
18 or training establishment that is not participating in
19 title IV of the Higher Education Act of 1965 (20
20 U.S.C. 1070 et seq.), a requirement for the inclusion
21 of—

22 “(A) a copy of—

23 “(i) the articles of incorporation filed
24 on behalf of the institution or establish-
25 ment or proof of licensing to operate as an

1 educational institution or training estab-
2 lishment in the State where the institution
3 or establishment is located; and

4 “(ii) the financial position of the insti-
5 tution or establishment, as prepared by an
6 appropriate third-party entity; or

7 “(B) other adequate evidence, as deter-
8 mined by the Secretary, that the institution or
9 establishment is authorized to provide post-sec-
10 ondary education or training in the State where
11 the institution or establishment is located.

12 “(3) In the case of any course of education that
13 is offered by an educational institution or training
14 establishment that has never offered a course of edu-
15 cation that was approved under this chapter, a re-
16 quirement for the inclusion of information about the
17 course of education covered by the application, in-
18 cluding—

19 “(A) the number of students who have en-
20 tered and graduated from the course during the
21 preceding two-year period; and

22 “(B) if available, the cohort default rate
23 for funds provided to the institution or estab-
24 lishment under title IV of the Higher Education
25 Act of 1965 (20 U.S.C. 1070 et seq.).

1 “(4) In the case of any educational institution
2 or training establishment that is not an institution
3 of higher learning, a requirement for the inclusion
4 of—

5 “(A) a list of individuals who will serve as
6 fully qualified instructors for the course of edu-
7 cation, as of the date of the application, and an
8 attestation that such individuals—

9 “(i) have a degree or other training,
10 as appropriate, in the field of the course;

11 “(ii) effectively teach the skills offered
12 under the course; and

13 “(iii) have demonstrated relevant in-
14 dustry experience in the field of the course;
15 and

16 “(B) a list of individuals who will serve as
17 career services employees for students enrolled
18 in the course and an attestation that such indi-
19 viduals are skilled at identifying professions in
20 the relevant industry that are in need of new
21 employees to hire, tailoring the course of edu-
22 cation to meet market needs, and identifying
23 the employers likely to hire graduates.

24 “(c) REQUIREMENTS FOR STATE APPROVING AGEN-
25 CIES.—During the approval process with respect to a uni-

1 form application submitted by an educational institution
2 or training establishment, a State approving agency, or
3 the Secretary when acting in the role of a State approving
4 agency, shall contact the Secretary of Education to deter-
5 mine whether the course of education subject to such ap-
6 proval process has withdrawn, or been denied or sus-
7 pended, from receiving for benefits under title IV of the
8 Higher Education Act of 1965 (20 U.S.C. 1070 et seq.).

9 “(d) APPROPRIATE EXECUTIVE.—In this section, the
10 appropriate executive of an educational institution or
11 training establishment is a senior executive official, senior
12 administrator, owner, or operator designated by the insti-
13 tution or establishment.”.

14 (b) CLERICAL AMENDMENT.—The table of sections
15 at the beginning of such chapter is amended by inserting
16 after the item relating to section 3672 the following new
17 item:

“3672A. Uniform application.”.

18 (c) APPLICABILITY.—The application required by
19 section 3672A of title 38, United States Code, as added
20 by subsection (a), shall—

21 (1) be developed by not later than October 1,
22 2023; and

23 (2) be required for the approval of any new
24 course of education proposed on or after that day.

1 **SEC. 12. NOTICE REQUIREMENTS FOR DEPARTMENT OF**
2 **VETERANS AFFAIRS EDUCATION SURVEYS.**

3 (a) RISK-BASED SURVEY.—Section 3673A of title 38,
4 United States Code, is amended by adding at the end the
5 following new subsection:

6 “(d) NOTICE.—To the maximum amount feasible, the
7 Secretary, or a State approving agency, as applicable,
8 shall provide not more than one business day of notice
9 to an educational institution before conducting a targeted
10 risk-based survey of the institution under this section.”.

11 (b) COMPLIANCE SURVEYS.—Section 3693 of title
12 38, United States Code, is amended—

13 (1) by redesignating subsection (c) as sub-
14 section (d); and

15 (2) by inserting after subsection (b) the fol-
16 lowing new subsection (c):

17 “(c) To the maximum extent feasible, the Secretary,
18 or a State approving agency, as applicable, shall provide
19 not more than 10 business days of notice to an educational
20 institution or training establishment before conducting a
21 compliance survey of the institution or establishment
22 under this section.”.

1 **SEC. 13. EXCEPTION TO REQUIREMENT TO SUBMIT**
2 **VERIFICATION OF ENROLLMENT OF CERTAIN**
3 **INDIVIDUALS.**

4 Section 3313(l) of title 38, United States Code, is
5 amended—

6 (1) in paragraph (1), by striking “The Sec-
7 retary” and inserting “Except as provided in para-
8 graph (4), the Secretary”; and

9 (2) by striking paragraph (4) and inserting the
10 following new paragraph (4):

11 “(4) EXCEPTION.—An educational institution is
12 not required to submit verification of an individual
13 under paragraph (1)(A) if—

14 “(A) the individual is enrolled in a course
15 or program of education offered by the edu-
16 cational institution on at least a full-time basis
17 before the date on which the individual is able
18 to withdraw from the course or program of edu-
19 cation without penalty;

20 “(B) the educational institution charges
21 the same amount of tuition and fees for stu-
22 dents who are enrolled on a full-time basis and
23 students who are enrolled on a more-than-full-
24 time basis; and

25 “(C) the individual remains enrolled in the
26 course or program of education after the date

1 on which the individual is able to withdraw
2 from the course or program of education with-
3 out penalty.”.

4 **SEC. 14. EXPANSION OF ELIGIBILITY FOR SELF-EMPLOY-**
5 **MENT ASSISTANCE UNDER VETERAN READI-**
6 **NESS AND EMPLOYMENT PROGRAM.**

7 (a) EXPANSION OF ELIGIBILITY.—Paragraph (12) of
8 subsection (a) of section 3104 of title 38, United States
9 Code, is amended to read as follows:

10 “(12) Such license fees and essential equip-
11 ment, supplies, and minimum stocks of materials as
12 the Secretary determines to be necessary for a vet-
13 eran to begin self-employment and are within the
14 criteria and cost limitations that the Secretary shall
15 prescribe in regulations for the furnishing of such
16 fees, equipment, supplies, and stocks.”.

17 (b) PRIORITY.—Subsection (c)(1) of such section is
18 amended by inserting before the first period the following:
19 “, including with respect to providing priority for services
20 under subsection (a)(12) to veterans with the most severe
21 service-connected disabilities who require homebound
22 training or self-employment, or both homebound training
23 and self-employment”.

24 (c) TECHNICAL AMENDMENTS.—Section 3117 of
25 such title is amended—

1 (1) in subsection (a)(2)(C), by striking “this
2 clause” and inserting “this subparagraph”; and

3 (2) in subsection (b)—

4 (A) in paragraph (1), by striking “insure”
5 and inserting “ensure”; and

6 (B) in paragraph (2), by striking “clause”
7 both places it appears and inserting “para-
8 graph”.

9 **SEC. 15. POSSIBLE DEFINITIONS OF CERTAIN TERMS RE-**
10 **LATING TO EDUCATIONAL ASSISTANCE.**

11 Not later than 180 days after the date of the enact-
12 ment of this Act, the Secretary of Veterans Affairs shall
13 submit to the Committee on Veterans’ Affairs of the Sen-
14 ate and the Committee on Veterans’ Affairs of the House
15 of Representatives a report containing possible definitions
16 of the Secretary for each of the following terms:

17 (1) Student services.

18 (2) Marketing.

19 (3) Classroom instruction.

20 **SEC. 16. EXTENSION OF CERTAIN LIMITS ON PAYMENTS OF**
21 **PENSION.**

22 Section 5503(d)(7) of title 38, United States Code,
23 is amended by striking “October 30, 2028” and inserting
24 “November 30, 2031”.

1 **SEC. 17. TERMINATION OF CERTAIN CONSUMER CON-**
2 **TRACTS BY SERVICEMEMBERS AND DEPEND-**
3 **ENTS WHO ENTER INTO CONTRACTS AFTER**
4 **RECEIVING MILITARY ORDERS FOR PERMA-**
5 **NENT CHANGE OF STATION BUT THEN RE-**
6 **CEIVE STOP MOVEMENT ORDERS DUE TO AN**
7 **EMERGENCY SITUATION.**

8 (a) IN GENERAL.—Section 305A of the
9 Servicemembers Civil Relief Act (50 U.S.C. 3956) is
10 amended—

11 (1) in the section heading, by striking “**TELE-**
12 **PHONE, MULTICHANNEL VIDEO PROGRAM-**
13 **MING, AND INTERNET ACCESS SERVICE**” and
14 inserting “**CERTAIN CONSUMER**”;

15 (2) in subsection (a)—

16 (A) in the heading, by adding “**OR DE-**
17 **PENDENT OF A SERVICEMEMBER**” at the end;

18 (B) in paragraph (1)—

19 (i) by striking “after the date the
20 servicemember receives military orders to
21 relocate for a period of not less than 90
22 days to a location that does not support
23 the contract.” and inserting “after—”; and

24 (ii) by adding at the end the fol-
25 lowing:

1 “(A) the date the servicemember receives
2 military orders to relocate for a period of not
3 less than 90 days to a location that does not
4 support the contract; or

5 “(B) the date the servicemember, while in
6 military service, receives military orders for a
7 permanent change of station, thereafter enters
8 into the contract, and then receives a stop
9 movement order issued by the Secretary of De-
10 fense or the Secretary of Homeland Security in
11 response to a local, national, or global emer-
12 gency, effective for an indefinite period or for a
13 period of not less than 30 days, that prevents
14 the servicemember from using the services pro-
15 vided under the contract.”; and

16 (C) in paragraph (4), by adding at the end
17 the following new subparagraph:

18 “(D) The spouse or dependent of a service-
19 member, described in paragraph (1)(B), who
20 accompanies such servicemember during the pe-
21 riod of relocation.”;

22 (3) by striking subsection (b) and inserting the
23 following:

24 “(b) COVERED CONTRACTS.—A contract described in
25 this subsection is a contract—

1 “(1) for—

2 “(A) commercial mobile service;

3 “(B) telephone exchange service;

4 “(C) internet access service;

5 “(D) multichannel video programming
6 service;

7 “(E) a gym membership or fitness pro-
8 gram; or

9 “(F) home security services; and

10 “(2) entered into by a servicemember before re-
11 ceiving the military orders referred to in subsection
12 (a)(1).”; and

13 (4) in subsection (g)—

14 (A) by redesignating paragraphs (2), (3),
15 and (4) as paragraphs (3), (4), and (5), respec-
16 tively; and

17 (B) by inserting, after paragraph (1), the
18 following new paragraph (2):

19 “(2) The terms ‘military orders’ and ‘perma-
20 nent change of station’ have the meanings given
21 such terms in section 305.”.

22 (b) RETROACTIVE APPLICATION.—The amendments
23 made by this section shall apply to stop movement orders
24 issued on or after March 1, 2020.

1 **SEC. 18. RESIDENCE FOR TAX PURPOSES.**

2 Section 511(a) of the Servicemembers Civil Relief Act
3 (50 U.S.C. 4001(a)) is amended by striking paragraph (2)
4 and inserting the following:

5 “(2) SPOUSES.—A spouse of a servicemember
6 shall neither lose nor acquire a residence or domicile
7 for purposes of taxation with respect to the person,
8 personal property, or income of the spouse by reason
9 of being absent or present in any tax jurisdiction of
10 the United States solely to be with the servicemem-
11 ber in compliance with the servicemember’s military
12 orders.

13 “(3) ELECTION.—For any taxable year of the
14 marriage, a servicemember and the spouse of such
15 servicemember may elect to use for purposes of tax-
16 ation, regardless of the date on which the marriage
17 of the servicemember and the spouse occurred, any
18 of the following:

19 “(A) The residence or domicile of the serv-
20 icemember.

21 “(B) The residence or domicile of the
22 spouse.

23 “(C) The permanent duty station of the
24 servicemember.”.

1 **SEC. 19. PORTABILITY OF PROFESSIONAL LICENSES OF**
2 **MEMBERS OF THE UNIFORMED SERVICES**
3 **AND THEIR SPOUSES.**

4 (a) IN GENERAL.—Title VII of the Servicemembers
5 Civil Relief Act (50 U.S.C. 4021 et seq.) is amended by
6 inserting after section 705 (50 U.S.C. 4025) the following
7 new section:

8 **“SEC. 705A. PORTABILITY OF PROFESSIONAL LICENSES OF**
9 **SERVICEMEMBERS AND THEIR SPOUSES.**

10 “(a) IN GENERAL.—In any case in which a service-
11 member or the spouse of a servicemember has a covered
12 license and such servicemember or spouse relocates his or
13 her residency because of military orders for military serv-
14 ice to a location that is not in the jurisdiction of the licens-
15 ing authority that issued the covered license, such covered
16 license shall be considered valid at a similar scope of prac-
17 tice and in the discipline applied for in the jurisdiction
18 of such new residency for the duration of such military
19 orders if such servicemember or spouse—

20 “(1) provides a copy of such military orders to
21 the licensing authority in the jurisdiction in which
22 the new residency is located;

23 “(2) remains in good standing with—

24 “(A) the licensing authority that issued the
25 covered license; and

1 “(B) every other licensing authority that
2 has issued to the servicemember or the spouse
3 of a servicemember a license valid at a similar
4 scope of practice and in the discipline applied in
5 the jurisdiction of such licensing authority;

6 “(3) submits to the authority of the licensing
7 authority in the new jurisdiction for the purposes of
8 standards of practice, discipline, and fulfillment of
9 any continuing education requirements.

10 “(b) INTERSTATE LICENSURE COMPACTS.—If a serv-
11 icemember or spouse of a servicemember is licensed and
12 able to operate in multiple jurisdictions through an inter-
13 state licensure compact, with respect to services provided
14 in the jurisdiction of the interstate licensure compact by
15 a licensee covered by such compact, the servicemember or
16 spouse of a servicemember shall be subject to the require-
17 ments of the compact or the applicable provisions of law
18 of the applicable State and not this section.

19 “(c) COVERED LICENSE DEFINED.—In this section,
20 the term ‘covered license’ means a professional license or
21 certificate—

22 “(1) that is in good standing with the licensing
23 authority that issued such professional license or
24 certificate;

1 “(2) that the servicemember or spouse of a
2 servicemember has actively used during the two
3 years immediately preceding the relocation described
4 in subsection (a); and

5 “(3) that is not a license to practice law.”.

6 (b) CLERICAL AMENDMENT.—The table of contents
7 in section 1(b) of such Act is amended by inserting after
8 the item relating to section 705 the following new item:

 “Sec. 705A. Portability of professional licenses of servicemembers and their
 spouses.”.

9 **SEC. 20. PROVISION OF NONARTICULATING TRAILERS AS**
10 **ADAPTIVE EQUIPMENT.**

11 Section 3901(2) of title 38, United States Code, is
12 amended—

13 (1) by striking “and special” and inserting
14 “special”; and

15 (2) by striking “conveyance.” and inserting
16 “conveyance, and nonarticulating trailers solely de-
17 signed to transport powered wheelchairs, powered
18 scooters, or other similar mobility devices.”.

19 **SEC. 21. ELIGIBILITY FOR DEPARTMENT OF VETERANS AF-**
20 **FAIRS PROVISION OF ADDITIONAL AUTO-**
21 **MOBILE OR OTHER CONVEYANCE.**

22 Section 3903(a) of title 38, United States Code, is
23 amended—

1 (1) in paragraph (1), by striking “paragraph
2 (2)” and inserting “paragraphs (2) and (3)”; and

3 (2) by adding at the end the following new
4 paragraph:

5 “(3) The Secretary may provide or assist in providing
6 an eligible person with an additional automobile or other
7 conveyance under this chapter—

8 “(A) if more than 30 years have elapsed since
9 the eligible person most recently received an auto-
10 mobile or other conveyance under this chapter; or

11 “(B) beginning on the day that is 10 years
12 after date of the enactment of the Veterans Auto
13 and Education Improvement Act of 2022, if more
14 than 10 years have elapsed since the eligible person
15 most recently received an automobile or other con-
16 veyance under this chapter.”.

17 **SEC. 22. DEPARTMENT OF VETERANS AFFAIRS TREATMENT**
18 **OF CERTAIN VEHICLE MODIFICATIONS AS**
19 **MEDICAL SERVICES.**

20 Section 1701(6) of title 38, United States Code, is
21 amended by adding at the end the following new subpara-
22 graph:

23 “(I) The provision of medically necessary
24 van lifts, raised doors, raised roofs, air condi-

1 tioning, and wheelchair tiedowns for passenger
2 use.”.

3 **SEC. 23. DETERMINATION OF BUDGETARY EFFECTS.**

4 The budgetary effects of this Act, for the purpose of
5 complying with the Statutory Pay-As-You-Go Act of 2010,
6 shall be determined by reference to the latest statement
7 titled “Budgetary Effects of PAYGO Legislation” for this
8 Act, submitted for printing in the Congressional Record
9 by the Chairman of the House Budget Committee, pro-
10 vided that such statement has been submitted prior to the
11 vote on passage.